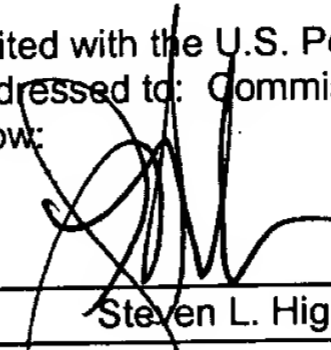




CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450, on the date below:	
September 15, 2003 Date	 Steven L. Highlander

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Paul B. McCray, Jr. et al.

Serial No.: 09/872,852

Filed: June 1, 2001

For: HUMAN BETA-DEFENSIN-3 (HBD-3), A
HIGHLY CATIONIC BETA-DEFENSIN
ANTIMICROBIAL PEPTIDE

Group Art Unit: 1646

Examiner: Hope A. Robinson

Atty. Dkt. No.: IOWA:031US/SLH

RESPONSE TO RESTRICTION REQUIREMENT DATED AUGUST 20, 2003

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Commissioner:

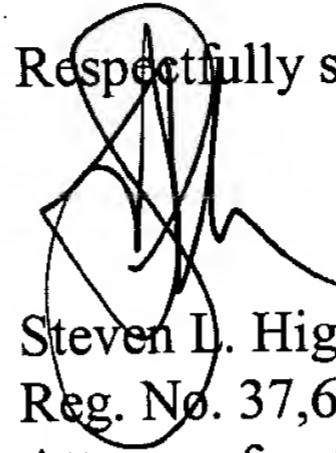
This paper is submitted in response to the Restriction Requirement dated August 20, 2003 for which the date for response is September 20, 2003.

It is believed that no fee is due; however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to this document, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/IOWA:031US/SLH.

In response to the restriction requirement which the Examiner imposed, Applicants elect, without traverse, to prosecute claims 29, 32-36, *i.e.*, the Group IV claims.

The Examiner is invited to contact the undersigned attorney at (512) 536-3118 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,



Steven L. Highlander
Reg. No. 37,642
Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.
600 Congress Avenue, Suite 2400
Austin, Texas 78701
(512) 536-3184

Date: September 15, 2003



10/29/03

1646
1653

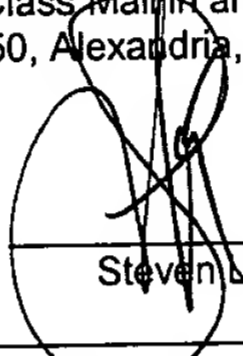
FULBRIGHT & JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP
600 CONGRESS AVENUE, SUITE 2400
AUSTIN, TEXAS 78701-3271
WWW.FULBRIGHT.COM

SHIGHLANDER@FULBRIGHT.COM
PARTNER
DIRECT DIAL: (512) 536-3184

TELEPHONE: (512) 474-5201
FACSIMILE: (512) 536-4598

September 15, 2003

CERTIFICATE OF MAILING 37 C.F.R. 1.8	
I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Matter in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:	
<u>September 15, 2003</u> Date	 Steven L. Highlander

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Re: Serial Number 09/872,852 entitled "HUMAN BETA-DEFENSIN-3 (HBD-3), A HIGHLY CATIONIC BETA-DEFENSIN ANTIMICROBIAL PEPTIDE" by Paul B. McCray, Jr. et al.
Our ref: IOWA:031US / Matter No. 10104720

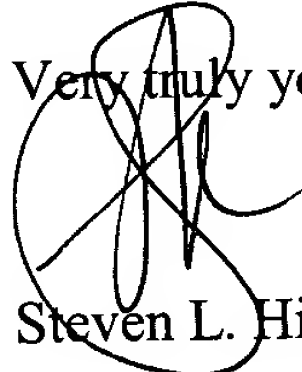
Commissioner:

Enclosed for filing in the above-referenced patent application is:

1. Response to Restriction Requirement Dated August 20, 2003;
2. A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

Should any fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, the Commissioner is authorized to deduct said fees from Fulbright & Jaworski L.L.P. Account No.: 50-1212/IOWA:031US/SLH.

Very truly yours,


Steven L. Highlander

SLH/cpj

25336771.1

COMMISSIONER FOR PATENTS

September 15, 2003

Page 2

Encl: As noted